

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2003 - 0069**

**APPROVING AN AMENDMENT TO THE WATER QUALITY
CONTROL PLAN FOR THE SANTA ANA REGION TO INCORPORATE
DIAZINON AND CHLORPYRIFOS TOTAL MAXIMUM DAILY LOADS
FOR SAN DIEGO CREEK AND UPPER NEWPORT BAY**

WHEREAS:

1. The Santa Ana Regional Water Quality Control Board (Regional Board) adopted the revised Water Quality Control Plan for the Santa Ana Region (Basin Plan) under Resolution No. 94-1 on March 11, 1994. The revised Basin Plan was approved by the State Water Resources Control Board (SWRCB) on July 21, 1994, by the Office of Administrative Law (OAL) on January 24, 1995, and by the U.S. Environmental Protection Agency (USEPA) with partial approval on May 30, 2000.
2. On June 14, 2002, USEPA promulgated Total Maximum Daily Loads (TMDLs) for chlorpyrifos and diazinon in Upper Newport Bay and San Diego Creek.
3. On April 4, 2003, the Regional Board adopted Resolution No. R8-2003-0039 (Attachment) amending its Basin Plan to incorporate USEPA's diazinon and chlorpyrifos TMDLs for San Diego Creek and Upper Newport Bay, and the Regional Board's provisions to implement the TMDL.
4. SWRCB finds that these diazinon and chlorpyrifos TMDLs were established by USEPA and accordingly, the Regional Board is required to implement them, pursuant to section 303(e) of the Clean Water Act, applicable federal regulations, and applicable requirements of the California Water Code.
5. Regional Board staff prepared documents and followed procedures satisfying environmental documentation requirements in accordance with the California Environmental Quality Act and other State laws and regulations.
6. This Basin Plan amendment does not become effective until approved by SWRCB and until the regulatory provisions are approved by OAL.

THEREFORE BE IT RESOLVED THAT:

SWRCB:

1. Approves the amendment to the Basin Plan as adopted under Regional Board Resolution No. R8-2003-0039.

2. Authorizes the Executive Director or designee to submit the amendment adopted under Regional Board Resolution No. R8-2003-0039, as approved, and the administrative record for this action to OAL for approval.

CERTIFICATION

The undersigned, Clerk to the Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board Meeting held on October 15, 2003.

A handwritten signature in dark ink, appearing to read "Debbie Irvin", written over a horizontal line.

Debbie Irvin
Clerk to the Board